

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#5

In re Application of:)
Andrew BAXTER et al.)
Application No.: 10/501,510) Group Art Unit: Unassigned
Filed: July 15, 2004) Examiner: Unassigned

For: N-PYRAZINYL-PHENYLSULPHONAMIDES AND THEIR USE IN THE
TREATMENT OF CHEMOKINE MEDIATED DISEASES

Commissioner of Patents
MAIL STOP MISSING PARTS

RESPONSE TO NOTICE TO FILE MISSING PARTS

1. This replies to the Notice to File Missing Parts of Nonprovisional Application mailed April 19, 2005.

A copy of the Notice To File Missing Parts Of Nonprovisional Application is enclosed.

2. Declaration Or Oath

- ☒ A copy of the Executed Declaration and Power of Attorney was filed on July 15, 2004.
- ☐ The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.
- ☐ The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

3. English Translation of Non-English Language Papers

- ☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

Also enclosed is the Verification of Translation Document.

4. Small Entity Status

- ☐ Small entity status under 37 C.F.R. § 1.27 is asserted for the present application.

5. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

| Total months requested | Fee for extension | [fee for Small Entity] |
|---------------------------------------|-------------------|------------------------|
| <input type="checkbox"/> one month | \$ 110.00 | \$ 55.00 |
| <input type="checkbox"/> two months | \$ 430.00 | \$215.00 |
| <input type="checkbox"/> three months | \$ 980.00 | \$490.00 |
| <input type="checkbox"/> four months | \$1,530.00 | \$765.00 |
| <input type="checkbox"/> five months | \$2,080.00 | \$1040.00 |

Extension of time fee due with this request: \$110.00

If an additional extension of time is required, please consider this a Petition therefor.

- ☐ Applicants believe that no extension of time is required. However, in the event applicant has inadvertently overlooked the need for a petition and fee for extension of time, applicants hereby petition for such an extension and requests that any fee therefor be charged to our Deposit Account No. 50-0310.

6. Assignment

- ☒ An assignment of the invention to AstraZeneca AB and a PTO Form-1595, Recordation Form Cover Sheet, are enclosed.

7. Fee Calculation

| | | | | Fee Code |
|--|--------------|--------------|---------------------------------|--------------------|
| Basic Fee | | | | 1001/2001 |
| | Number Filed | Number Extra | at a Rate of (Lg./Sm.Entity) | |
| Total Claims | - 20 = | 0 | \$18/\$9 each= | \$ 1202/2202 |
| Independent Claims | - 3 = | 0 | \$88/\$44 each= | \$ 1201/2201 |
| Multiple dependent claim(s), if any | | | \$300/\$145 | \$ 1203/2203 |
| SUB-TOTAL = | | | | \$ |
| Late Filing Surcharge Fee (37 C.F.R. § 1.16(e)) | | | \$130/\$65 | \$130.00 1051/2051 |
| 05/31/2005 LLANDGRA 00000036 500310 10501510 | | | | |
| 01 FC:1617 130.00 DA | | | | |
| Extension Fee (37 C.F.R. § 1.17(a)(1)-(5)) | | | \$110/\$55 (1 Month) | 1251/2251 |
| | | | \$430/\$215 (2 Months) | 1252/2252 |
| | | | \$980/\$490 (3 Months) | 1253/2253 |
| | | | \$1530/\$765 (4 Months) | 1254/2254 |
| | | | \$2080/\$1040 (5 Months) | \$ 1255/2255 |
| SUB-TOTAL = | | | | \$130.00 |
| Fee For Application Filed With A Non-English Specification (37 C.F.R. § 1.17(i) and § 1.52(d)) | | | \$130.00 | \$ 1053 |
| Assignment Recordation Fee | | | \$ 40.00 | \$40.00 8021 |
| TOTAL FILING FEE = | | | | \$170.00 |

8. Fee Payment

- ☒ The Commissioner is hereby authorized to charge the total fee due in the amount of **\$170.00** to Deposit Account 50-0310.
- ☒ **Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

9. Additional papers enclosed.

- ☐ Preliminary Amendment
- ☐ Claim for Priority
- ☐ Certified copy of priority document:
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, _____ references as listed
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.
- ☐ Other:

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Donald J. Bird Reg. No. 25,323

Date: May 24, 2005

CUSTOMER NO. 09629

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Rec'd PCT/PTO 25 MAY 2005 / 01-1



UNITED STATES PATENT AND TRADEMARK OFFICE

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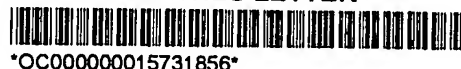
| | | |
|---|--|---------------------------------|
| U.S. APPLICATION NUMBER NO. 10/501,510 | FIRST NAMED APPLICANT Andrew Baxter | ATTY. DOCKET NO. 056291-5170 |
|---|--|---------------------------------|

09629
 MORGAN LEWIS & BOCKIUS LLP
 1111 PENNSYLVANIA AVENUE NW
 WASHINGTON, DC 20004



| | |
|---|-----------------------------|
| INTERNATIONAL APPLICATION NO. PCT/SE03/00041 | |
| I.A. FILING DATE 01/14/2003 | PRIORITY DATE 01/16/2002 |

CONFIRMATION NO. 8278
 371 FORMALITIES LETTER



OC000000015731856

Date Mailed: 04/19/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/15/2004
- Copy of the International Search Report filed on 07/15/2004
- Copy of IPE Report filed on 07/15/2004
- Information Disclosure Statements filed on 07/15/2004
- U.S. Basic National Fees filed on 07/15/2004
- Priority Documents filed on 07/15/2004

Docketed 4/25/05 Attorney 27B
 Case 56291-5170
 Due Date 6/19/05
 Action Missing Fee
 By LF Ctr. BK

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

RECEIVED

APR 25 2005

MORGAN, LEWIS & BOCKIUS LLP

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/501,510 | PCT/SE03/00041 | 056291-5170 |

FORM PCT/DO/EO/905 (371 Formalities Notice)